

FAX RECEIVED

SEP 06 2002

GROUP 1600

OFFICIAL

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Porter, Thomas R.
SERIAL NO : 09/758,799
FILED : January 11, 2001
TITLE : THROMBOLYTIC AGENTS AND METHODS OF TREATMENT FOR THROMBOSIS

Grp./A.U. : 1617
Examiner : Sharareh, Shahnam J.
Conf. No. : 1046
Docket No. : P00639US3

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

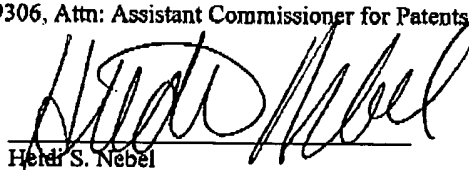
Dear Sir:

In response to the Restriction Requirement dated August 13, 2002, Applicant hereby elects with traverse to proceed with Group II - claims 66 through 78, drawn to methods of relieving trauma. Claims 53 through 65 will be canceled once a notice of allowance is received for Group II.

With respect to the species election, Applicant provisionally elects perfluorobutane as the gas moiety. In the event that a generic claim is not found allowable, and the election is maintained, the claims will be limited to the elected species.

CERTIFICATE OF FACSIMILE TRANSMISSION (37 C.F.R. § 1.6(a)(3))

I hereby certify that this document and the documents referred to as enclosed therein are being transmitted via facsimile to: Technology Center 1617 703-872-9306, Attn: Assistant Commissioner for Patents, Washington, D.C. 20231, on this 6 day of September, 2002.


Heidi S. Nebel

REMARKS

Claims 53-78 are pending in this application. The Examiner has restricted the claims to two groups: Group I - claims 53-65, drawn to methods of mechanically dissolving thrombi; and Group II - claims 66-78, drawn to methods of relieving trauma.

In response to the restriction requirement, Applicant elects to prosecute claims 66-78. Applicant submits that no separate search is required to search the non-elected groups as all claims are related as product and process of use, and can be reviewed in a single search. Reconsideration is requested. In the event the requirement is maintained, claims 53-65 will be canceled upon indication of allowable subject matter.

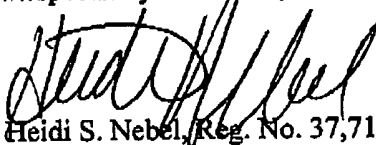
For each of Groups I and II, the Examiner also recites a species election requesting that one of the various gas moieties as set forth in claims 54-55, 59-61, 67-68, and 72-74. Applicant provisionally elects perfluorobutane as the gas moiety for the elected Group II. In the event a generic claim is allowed, Applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 C.F.R. § 1.141.

The Examiner states that the Preliminary Amendment filed on January 11, 2001, provides for cancellation of claims 1-52, however, the application was never amended to contain claims 26-52. Applicant submits that claims 26-52 were contained in the parent application, 09/435,050, now U.S. Patent No. 6,197,345, and were subsequently canceled as of the Preliminary Amendment. Applicant apologizes for any confusion.

No fees or extensions of time are believed to be due in connection with this election; however, consider this a request for any extension inadvertently omitted, and charge any additional fees to Deposit Account No. 26-0084.

Reconsideration and allowance is respectfully requested.

Respectfully submitted,



Heidi S. Nebel, Reg. No. 37,719

McKEE, VOORHEES & SEASE, P.L.C.

801 Grand Avenue, Suite 3200

Des Moines, IA 50309

Phone: 515-288-3667

Facsimile: 515-288-1338

CUSTOMER NO. 27140

Attorneys of Record

- pw -